IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

MONDAY, THE 6TH AUGUST 2007 / 15TH SRAVANA 1929

WP(C).No. 23650 of 2007(M)

OS.4/1986 of SUB COURT, CHERTHALA

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PETITIONER:

ASOKAN, S/O.DAMODARAN, AGED 58 YEARS,
RESIDING AT KALASIVELIYIL, KANJIKUZHY VILLAGE,
CHERTHALA.

BY ADV. SRI.V.R.KESAVA KAIMAL
SRI.N.M.MADHU
SMT.C.S.RAJANI

RESPONDENTS:

PURUSHOTHAMAN, S/O.VELU,
KALATHIPARAMBIL, PERUMTHURUTH MURI,
KANJIKUZHY VILLAGE, CHERTHALA.

BY ADV. SHRI.HARIHARAPUTHRAN &
ADV. GEORGE JOSEPH

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 06/08/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

M.N.KRISHNAN, J.

WP(C)No.23650 OF 2007 M

Dated this the 6th August, 2007.

JUDGMENT

This writ petition is filed seeking to examine one Raveendran and permission to cross-examine Purushothaman who is the respondent in the case. It is quite unfortunate parties are resorting to these methods and trying to invoke the 227 jurisdiction without properly understanding the implications of the same. But, at the same time the court is conscious that when it is at the stage of evidence, as far as possible, opportunities shall be given so that it shall not be taken as a ground when it goes to the appellate forum. So, I am not going into the details of merits but, as a last chance, I am inclined to give one more opportunity to the writ petitioner with the earnest hope that he will not come again and again to this court with these type of writ petitions. The writ petition is allowed and permission is granted to examine Mr.Raveendran and cross-examine Mr.Purushothaman, the respondent in the case. I fix the date for examination as 10.8.2007 and 14.8.2007 and in the event of non-examination the writ petitioner shall not come again to this court but at the same time the court is at liberty to give accommodation if there is any difficulty for the other side on those days.

With these observations the writ petition is disposed of.

M.N.KRISHNAN
Judge